

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: By **CHAIRMAN SHIELL ANDERSON**, on March 15, 1999 at 3:05 P.M., in Room 420 Capitol.

ROLL CALL

Members Present:

Rep. Shiell Anderson, Chairman (R)
Rep. Gary Beck, Vice Chairman (D)
Rep. Rick Jore, Vice Chairman (R)
Rep. Darrel Adams (R)
Rep. Joe Barnett (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Paul Clark (D)
Rep. Robert C. Clark (R)
Rep. Steven Gallus (D)
Rep. George Golie (D)
Rep. Marian Hanson (R)
Rep. Donald L. Hedges (R)
Rep. Carol C. Juneau (D)
Rep. Gary Matthews (D)
Rep. Frank Smith (D)
Rep. Roger Somerville (R)
Rep. Cliff Trexler (R)

Members Excused: Rep. Matt Brainard

Members Absent: None.

Staff Present: Leanne Kurtz, Legislative Branch
Mary Lou Schmitz, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: **SJ 7; SJ 8; 3/11/99**

Executive Action: **SB 47; TABLED 13-4
SB 330; Be Concurred In 16-1**

SB 356; Be Concurred In as
Amended 15-2
SB 346; Be Concurred In 16-1
SB 355; Be Concurred In 11-6
SB 122; Be Concurrec In as
Amended 17-0
HB 648; Do Pass 16-1

HEARING ON SJ 7

Sponsor: Senator John Bohlinger, SD 7. **EXHIBIT**(trh58a01)
{Tape : 1; Side : A; Approx. Time Counter : 0.1 - 10.2}

Proponents: Russ Ritter, Montana Rail Link.
{Tape : 1; Side : A; Approx. Time Counter : 10.2 - 14.9}

Rodney Garcia, Chairman, Southside Community Taskforce.
EXHIBIT(trh58a02) **EXHIBIT**(trh58a03)
{Tape : 1; Side : A; Approx. Time Counter : 14.9 - 17.7}

Jane McCall, Representing City of Billings, **EXHIBIT**(trh58a04)
{Tape : 1; Side : A; Approx. Time Counter : 17.7 - 19.1}

Opponents: None

Questions from Committee Members and Responses: Reps. Hedges,
Adams, Jore, Somerville, Bookout-Reinicke, Bob Clark to Senator
Bohlinger, Russ Ritter, Rodney Garcia.
{Tape : 1; Side : A; Approx. Time Counter : 19.1 - 30.5}
{Tape : 1; Side : B; Approx. Time Counter : 0.1 - 4.7}

Closing by Sponsor: Senator Bohlinger closed the Hearing on SJ7.
{Tape : 1; Side : B; Approx. Time Counter : 4.7 - 8.6}

HEARING ON SJ 8

Sponsor: Senator Greg Jergeson, SD 46.
{Tape : 1; Side : B; Approx. Time Counter : 8.6 - 16.4}

Proponents: Mike Foster, Montana Contractors' Association.
{Tape : 1; Side : B; Approx. Time Counter : 16.4 - 17.9}

Opponents: James Olsen, President, Friends of the Bitterroot.
EXHIBIT(trh58a05).
{Tape : 1; Side : B; Approx. Time Counter : 17.9 - 21.9}

Marga Lincoln, Alternative Energy Resources Organization.

EXHIBIT(trh58a06)

{Tape : 1; Side : B; Approx. Time Counter : 21.9 - 24}

Thompson Smith, Flathead Reservation Organization,

EXHIBIT(trh58a07)

{Tape : 1; Side : B; Approx. Time Counter : 24 - 28.5}

{Tape : 2; Side : A; Approx. Time Counter : 0.1 - 0.2}

Glenna Obie, Deputy County Commissioner, Jefferson County.

{Tape : 2; Side : A; Approx. Time Counter : 0.2 - 5}

Corwin Clairmont, Flathead Reservation Organization, read letters from Dr. Joseph F. McDonald and Dr. William Bradshaw.

EXHIBIT(trh58a08) **EXHIBIT**(trh58a09)

{Tape : 2; Side : A; Approx. Time Counter : 5 - 9.5}

Informational Testimony: Rep. Roger Somerville, HD 78.

{Tape : 2; Side : A; Approx. Time Counter : 9.5 - 12}

Questions from Committee Members and Responses: Reps. Paul Clark, Golie, Anderson, Juneau, Gallus to Senator Jergeson and Pat Saindon, Administrator, Planning Division, Department of Transportation; Thompson Smith.

{Tape : 2; Side : A; Approx. Time Counter : 12 - 23.2}

Closing by Sponsor: Senator Jergeson closed the Hearing on SJR 8.

{Tape : 2; Side : A; Approx. Time Counter : 23.2 - 24.4}

EXECUTIVE ACTION ON SB 47

Motion: REP. BARNETT moved that **SB 47 BE CONCURRED IN.**

{Tape : 2; Side : A; Approx. Time Counter : 24.4 - 25.6}

Discussion: Reps. Paul Clark, Golie, Anderson, Hedges, Smith, Bob Clark, Adams, Somerville, Beck, Hanson, Gallus,

{Tape : 2; Side : A; Approx. Time Counter : 25.6 - 30}

{Tape : 2; Side : B; Approx. Time Counter : 0.1 - 8.0}

Motion/Vote: REP. CLARK moved that **SB 47 BE TABLED.** Motion carried 13-4 with Reps. Anderson, Jore, Barnett and Hedges voting no.

{Tape : 2; Side : B; Approx. Time Counter : 8 - 9.2}

EXECUTIVE ACTION ON SB 330

Motion: REP. SOMERVILLE moved that SB 330 BE CONCURRED IN.
{Tape : 2; Side : B; Approx. Time Counter : 9.2 - 10}

Discussion: Reps. Somerville, Smith, Adams, Gallus, Paul Clark.
{Tape : 2; Side : B; Approx. Time Counter : 10 - 14.6}

Vote: Motion carried 16-1 with Rep. Jore voting no.
{Tape : 2; Side : B; Approx. Time Counter : 14.6 - 15}

EXECUTIVE ACTION ON SB 356

Motion: REP. JUNEAU moved that SB 356 BE CONCURRED IN.
{Tape : 2; Side : B; Approx. Time Counter : 15 - 16.2}

Motion: REP. JUNEAU moved that SB 356 BE AMENDED.
{Tape : 2; Side : B; Approx. Time Counter : 16.2 - 16.9}

Discussion: Rep. Juneau explained the amendment. Reps. Paul Clark, Beck, Anderson, Somerville, Smith, Hedges, Hanson, Gallus, Adams, Barnett.
{Tape : 2; Side : B; Approx. Time Counter : 16.9 - 28.1}
{Tape : 3; Side : A; Approx. Time Counter : 0.1 - 3.8}

Vote: Vote on the Juneau Amendment carried 9-8 with Reps. Anderson, Jore, Adams, Barnett, Robert Clark, Hanson, Hedges and Trexler voting no.
{Tape : 3; Side : A; Approx. Time Counter : 3.8 - 4.7}

Motion/Vote: REP. JUNEAU moved that SB 356 BE CONCURRED IN AS AMENDED. Motion carried 15-2 with Reps. Adams and Hedges voting no.
{Tape : 3; Side : A; Approx. Time Counter : 4.7 - 5}

EXECUTIVE ACTION ON HB 648

Motion: REP. GALLUS moved that HB 648 DO PASS.
{Tape : 3; Side : A; Approx. Time Counter : 5 - 5.8}

Discussion: Reps. Gallus, Adams, Paul Clark, Beck, Bookout-Reinicke, Anderson; without objection, Jerome Anderson.
{Tape : 3; Side : A; Approx. Time Counter : 5.8 - 10.8}

Vote: Motion carried 16-1 with Rep. Jore voting no.
{Tape : 3; Side : A; Approx. Time Counter : 10.8 - 11.2}

EXECUTIVE ACTION ON SB 346

Motion/Vote: REP. SOMERVILLE moved that SB 346 BE CONCURRED IN.
Motion carried 16-1 with Rep. Jore voting no.
{Tape : 3; Side : A; Approx. Time Counter : 11.2 - 14.5}

EXECUTIVE ACTION ON SB 355

Motion: REP. SMITH moved that SB 355 BE CONCURRED IN.
{Tape : 3; Side : A; Approx. Time Counter : 14.5 - 16.7}

Discussion: Reps. Gallus, Golie, Paul Clark, Somerville, Beck, Anderson, Hedges, Bob Clark.
{Tape : 3; Side : A; Approx. Time Counter : 16.7 - 30.1}

Vote: Motion carried 11-6 with Reps. Beck, Adams, Paul Clark, Golie, Juneau and Smith voting no.
{Tape : 3; Side : B; Approx. Time Counter : 0.1 - 0.2}

EXECUTIVE ACTION ON SB 122

Motion: REP. PAUL CLARK moved that SB 122 BE CONCURRED IN.
{Tape : 3; Side : B; Approx. Time Counter : 0.2 - 2.1}

Motion: REP. HEDGES moved that SB 122 BE AMENDED.
{Tape : 3; Side : B; Approx. Time Counter : 2.1 - 2.5}

Discussion: Brenda Nordlund, Justice Department, explained the Hedges amendments.
{Tape : 3; Side : B; Approx. Time Counter : 2.5 - 3.5}

Vote: Motion on Hedges amendment carried unanimously 17-0.
{Tape : 3; Side : B; Approx. Time Counter : 3.5 - 3.6}

Motion/Vote: REP. BOOKOUT-REINICKE moved that SB 122 BE CONCURRED IN AS AMENDED. Motion carried unanimously 17-0.
{Tape : 3; Side : B; Approx. Time Counter : 3.6 - 3.8}

ADJOURNMENT

Adjournment: 5:30 P.M.

REP. SHIELL ANDERSON, Chairman

MARY LOU SCHMITZ, Secretary

SA/MS

EXHIBIT (trh58aad)